

Amendment #12  
Issued on: August 11, 2006

Request for Proposal RFP-MQD-2007-002  
QUEST Managed Care Plans to Cover Medicaid and Other Eligible Individuals Who Are Not Aged, Blind, or Disabled

#	RFP Section #	RFP Language	Amendment
1	20.100  RFP Timeline	Proposal Due Date reads: August 14, 2006 (Amendment #8)  Contract Award reads: September 5, 2006  Contract Effective Date reads: September 12, 2006	Proposal Due Date is amended to: <b><u>August 28, 2006</u></b>  Contract Award is amended to: <b><u>September 12, 2006</u></b>  Contract Effective Date is amended to: <b><u>September 19, 2006</u></b>
2	21.500  Rules for Withdrawal or Revision of Proposals	1 <sup>st</sup> sentence reads: A proposal may be withdrawn or revised at any time prior to, but not after, the Proposal Due Date of August 14, 2006 (Amendment #8) provided that a request in writing executed by an offeror or its duly authorized representative for the withdrawal or revision of such proposal is filed with the DHS before the deadline for receipt of proposals.	1 <sup>st</sup> sentence is amended to read as follows: A proposal may be withdrawn or revised at any time prior to, but not after, the Proposal Due Date of <b><u>August 28, 2006</u></b> provided that a request in writing executed by an offeror or its duly authorized representative for the withdrawal or revision of such proposal is filed with the DHS before the deadline for receipt of proposals.

3	21.900  Submission of Proposals	2 <sup>nd</sup> paragraph reads:  Six (6) bound copies and one (1) unbound copy of the technical proposal and two (2) bound copies and one (1) unbound copy of the business proposal shall be received by the Issuing Officer no later than 4:30 p.m. (H.S.T.) on August 14, 2006 (Amendment #8), or postmarked by the USPS no later than August 14, 2006 (Amendment #8). All mail-ins postmarked by USPS after August 14, 2006 (Amendment #8), will be rejected. Hand deliveries will not be accepted after 4:30 p.m., H.S.T., August 14, 2006 (Amendment #8). Deliveries by private mail services such as FEDEX shall be considered hand deliveries and will not be accepted if received after 4:30 p.m., H.S.T., August 14, 2006 (Amendment #8).	2 <sup>nd</sup> paragraph is amended to read as follows:  Six (6) bound copies and one (1) unbound copy of the technical proposal and two (2) bound copies and one (1) unbound copy of the business proposal shall be received by the Issuing Officer no later than 4:30 p.m. (H.S.T.) <b><u>on August 28, 2006</u></b> , or postmarked by the USPS no later than <b><u>August 28, 2006</u></b> . All mail-ins postmarked by USPS after <b><u>August 28, 2006</u></b> , will be rejected. Hand deliveries will not be accepted after 4:30 p.m., H.S.T., <b><u>August 28, 2006</u></b> . Deliveries by private mail services such as FEDEX shall be considered hand deliveries and will not be accepted if received after 4:30 p.m., H.S.T., <b><u>August 28, 2006</u></b> .
4	80.230  Attachment: Other Documentation	The offeror shall attach:  L. State and Federal Tax Clearance certificates as assurance that all federal and state tax liabilities have been paid and that there are no significant outstanding balances owing	The offeror shall attach:  L. State and Federal Tax Clearance certificates as assurance that all federal and state tax liabilities have been paid and that there are no significant outstanding balances owing (a statement shall be included if certificates are not available at time of submission of proposal that the certificates will be submitted in compliance with Section 20.500.)
5	81.800  Reporting Requirements Narrative	A. 1 <sup>st</sup> sentence references Section 52.100	A. 1 <sup>st</sup> sentence shall reference <b><u>Section 52.200</u></b> .
6	Data Book	Bid Forms	Amending Bid Forms. Replaces bid_forms 20060809.xls (Amendment #11). to <b><u>bid_form 20060811.xls</u></b> . Note: amendment is made to cell i83 on bid forms 2a-2h.

Clarifications			
1	72.400	Section 72.400 has not been amended and still applies. Any bidder owned by FQHCs must provide attestation that its FQHC owners will contract with other health plans if asked. However, the RFP previously stated that failure to provide the required covenant and attestations would disqualify the bidder. This has been changed with the addition of new section 80.270, which affords a bidder who fails to meet the requirements of section 72.400 the opportunity to offer an explanation for its failure.	
2	80.270	Section 80.270 was added to the RFP by Amendment #10 and this clarifies the amendment. Any appropriate explanations under section 100.400 should explain how the intent of section 72.400 can be achieved without the offeror providing the certifications required by section 72.400. As clarified above, the intent of section 72.400 is to give every bidder an equal opportunity to qualify for a contract. It is designed to carry out the long-standing federal policy that procurement transactions provide, to the maximum extent practical, open and free competition, and meets the DHS' obligation, as the recipient of federal funds, to be alert to organizational conflicts of interest, as well as noncompetitive practices among contractors that may restrict or eliminate competition or otherwise restrain trade. 42 CFR 434.6(a)(1) and 45 CFR 74.43. It also further the goal of providing choice among health plans for program recipients. 42 CFR 438.52(a)	

3	100.400	Section 100.400 sets forth the range of remedies that the State can consider in the event of the failure of a bidder to comply with section 72.400. The State is not able to anticipate the full scope of “appropriate explanations” under section 100.400, and cannot agree to a potential offeror’s suggestion of what would constitute an appropriate explanation under that section.	
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